

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN BRUCE SIMON**, on March 8, 1999 at 8:00 A.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Bruce Simon, Chairman (R)
Rep. Bob Pavlovich, Vice Chairman (D)
Rep. Paul Sliter, Vice Chairman (R)
Rep. Joe Barnett (R)
Rep. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. David Ewer (D)
Rep. Carol C. Juneau (D)
Rep. Billie Krenzler (D)
Rep. Bob Lawson (R)
Rep. Gay Ann Masolo (R)
Rep. Gary Matthews (D)
Rep. Joe McKenney (R)
Rep. Carolyn Squires (D)
Rep. Jay Stovall (R)
Rep. Cliff Trexler (R)
Rep. Carley Tuss (D)

Members Excused: Rep. Roy Brown (R)

Members Absent: None.

Staff Present: Stephen Maly, Legislative Branch
Pati O'Reilly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 304, SB 118, SB 234, SB
117, SB 114,, 3/5/1999
Executive Action: SB 27, SB 114, SB 118, SB
304, SB 234

HEARING ON SB 304

Opening Statement by Sponsor: Senator Hargrove, introduced SB 304.

{Tape : 1; Side : A; Approx. Time Counter : 0 - 28}

Proponents' Testimony: Frank Cote, Deputy Insurance Commissioner, State Auditor's Office.

{Tape : 1; Side : A; Approx. Time Counter : 28 - 80}

Opponents' Testimony: Roger McGlen, Independent Insurance Agents of Montana

{Tape : 1; Side : A; Approx. Time Counter : 80 - 140}

Questions from Committee Members and Responses: Reps Simon, Barnett and Bookout question witnesses.

{Tape : 1; Side : A; Approx. Time Counter : 140 - 206}

Closing by Sponsor: Senator Hargrove closed SB 304.

{Tape : 1; Side : A; Approx. Time Counter : 206 - 274}

HEARING ON SB 118

Opening Statement by Sponsor: Senator Thomas SD 31 introduces SB 118.

{Tape : 1; Side : A; Approx. Time Counter : 274 - 284}

Proponents' Testimony: None

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor: Senator Thomas closed.

{Tape : 1; Side : A; Approx. Time Counter : 284 - 290}

EXECUTIVE ACTION ON SB 118

Motion/Vote: REP. SLITER moved that SB 118 BE CONCURRED IN. Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 290 - 300}

HEARING ON SB 234

Opening Statement by Sponsor: Senator Thomas, SD 31, introduces SB 234.

{Tape : 1; Side : A; Approx. Time Counter : 300 - 453}

Proponents' Testimony: Mark Berry, Senior Vice President of State Fund.

{Tape : 1; Side : A; Approx. Time Counter : 453 - 500}

{Tape : 1; Side : B; Approx. Time Counter : 0 - 90}

Opponents' Testimony: Jim Peterson, Putnam and Associates.

EXHIBIT (buh52a01)

{Tape : 1; Side : B; Approx. Time Counter : 90 - 185}

Mr. Kent Klinkopf, Missoula Insurer. **EXHIBIT** (buh52a02)

{Tape : 1; Side : B; Approx. Time Counter : 185 - 256}

Jim Bandy, Ind. Insurance Adjustors, Montana Claims Service.

EXHIBIT (buh52a03)

{Tape : 1; Side : B; Approx. Time Counter : 256 - 293}

Marilyn Nelson, Montana Contractors Comp Fund

{Tape : 1; Side : B; Approx. Time Counter : 293 - 300}

Marvin Jordan, Cedric of Oregon

{Tape : 1; Side : B; Approx. Time Counter : 300 - 311}

Geo Wood, Ex. Secy, Montana Self Insurers

{Tape : 1; Side : B; Approx. Time Counter : 311 - 404}

Jacqueline Lenmark, American Insurance Assn.

{Tape : 1; Side : B; Approx. Time Counter : 404 - 500}

Senator Cocchiarella,

{Tape : 2; Side : A; Approx. Time Counter : 0 - 22}

Questions from Committee Members and Responses: Reps. Lawson, Stovall, Bookout, Squires, Sliter, Pavlovich and Simon questions witnesses.

{Tape : 2; Side : A; Approx. Time Counter : 22 - 335}

Closing by Sponsor: Senator Thomas closed SB 234

{Tape : 2; Side : A; Approx. Time Counter : 335 - 471}

HEARING ON SB 117

Opening Statement by Sponsor: Senator Thomas, introduced SB 117.

EXHIBIT (buh52a04)

{Tape : 2; Side : A; Approx. Time Counter : 471 - 500}

{Tape : 2; Side : B; Approx. Time Counter : 0 - 44}

Proponents' Testimony: Kevin Braun, attorney, Dept. of Labor

{Tape : 2; Side : B; Approx. Time Counter : 44 - 180}

Jerry Keck, Acting Administrator of Labor Relations.

{Tape : 2; Side : B; Approx. Time Counter : 180 - 340}

Commissioner Haffey, Dept of Labor

{Tape : 2; Side : B; Approx. Time Counter : 340 - 383}

Jacqueline Lenmark, American Insurance Assn.

{Tape : 2; Side : B; Approx. Time Counter : 340 - 435}

Nancy Butler, State Fund

{Tape : 2; Side : B; Approx. Time Counter : 435 - 442}

Geo Wood, Ex. Secy, of Mt self insurers.

{Tape : 2; Side : B; Approx. Time Counter : 442 - 451}

Opponents' Testimony: Allen Croester, Mt School Group

{Tape : 2; Side : B; Approx. Time Counter : 451 - 500}

Questions from Committee Members and Responses: Rep. Sliter, Krenzler, Tuss, Pavlovich, Squires, Ewer and Simons question witnesses.

{Tape : 3; Side : A; Approx. Time Counter : 0 - 449}

Closing by Sponsor: Senator Thomas closed.

{Tape : 3; Side : A; Approx. Time Counter : 449 - 500}

HEARING ON SB 114

Opening Statement by Sponsor: Senator Thomas, SD 31, introduced SB 114.

{Tape : 3; Side : B; Approx. Time Counter : 0 - 75}

Proponents' Testimony: Hank Hudson, Health Dept.

{Tape : 3; Side : B; Approx. Time Counter : 75 - 134}

Nancy Butler, State Fund

{Tape : 3; Side : B; Approx. Time Counter : 134 - 147}

Opponents' Testimony: None

Questions from Committee Members and Responses: Reps. Bookout, Tuss and Squires questions witnesses.

{Tape : 3; Side : B; Approx. Time Counter : 147 - 213}

Closing by Sponsor: Senator Thomas closed.

{Tape : 3; Side : B; Approx. Time Counter : 213 - 251}

EXECUTIVE ACTION ON SB 27

Motion: REP. SLITER moved that SB 27 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 251 - 261}

Motion/Vote: REP. SLITER moved that SB 27 BE AMENDED. Motion carried unanimously.

Motion/Vote: REP. SLITER moved that SB 27 BE CONCURRED IN AS AMENDED. Motion carried 15-2 with Bitney and Krenzler voting no. Rep. Ahner to carry on house floor.

{Tape : 3; Side : B; Approx. Time Counter : 261 - 334}

EXECUTIVE ACTION ON SB 103

Motion: REP. SQUIRES moved that SB 103 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 334 - 340}

Motion/Vote: REP. TREXLER moved that SB 103 BE AMENDED. Motion carried 16-1 with Squires voting no.

{Tape : 3; Side : B; Approx. Time Counter : 340 - 458}

Motion: REP. EWER moved that SB 103 BE AMENDED.

{Tape : 3; Side : B; Approx. Time Counter : 458 - 500}

Motion: REP. EWER withdrew motion to amend SB 103.

{Tape : 4; Side : A; Approx. Time Counter : 0 - 31}

Motion: REP. TUSS moved that SB 103 BE AMENDED. Rep. Tuss withdrew motion to amend.

{Tape : 4; Side : A; Approx. Time Counter : 31 - 96}

Motion: REP. SQUIRES withdrew do concur motion on SB 103.

{Tape : 4; Side : A; Approx. Time Counter : 96 - 108}

EXECUTIVE ACTION ON SB 114

Motion/Vote: REP. SQUIRES moved that SB 114 BE CONCURRED IN.

Motion carried unanimously.

{Tape : 4 Side : A Approx. Time Counter : 108 - 141}

EXECUTIVE ACTION ON SB 234

Motion/Vote: REP. PAVLOVICH moved that SB 234 BE TABLED. Motion carried 16-1 with Ewer voting no.

{Tape : 4 Side : A Approx. Time Counter : 141 - 160}

EXECUTIVE ACTION ON SB 304

Motion/Vote: REP. SQUIRES moved that SB 304 BE CONCURRED IN.

Motion failed 3-14 with Ewer, Simon, and Sliter voting aye.

{Tape : 4 Side : A Approx. Time Counter : 160 - 166}

Motion/Vote: REP. PAVLOVICH moved that SB 304 BE TABLED. Motion carried 14-3 with Ewer, Simon, and Sliter voting no.

{Tape : 4 Side : A Approx. Time Counter : 166 - 200}

ADJOURNMENT

Adjournment: Noon A.M.

REP. BRUCE SIMON, Chairman

PATI O'REILLY, Secretary

BS/PO

EXHIBIT (buh52aad)